

ORDER SHEET

WEST BENGAL REAL ESTATE REGULATORY AUTHORITY

Complaint No. WBRERA/COM 000035

Kamlesh Gandhi.....Complainant

Vs

Pratap Kumar Biswas...Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action taken on order
1 ----- 14.03.2023	<p>Ms Moumita Kumar and Ms Taniya Saha are present on behalf of the Complainant being its authorized representative, by filing hazira and authorization.</p> <p>As the authorization is without signature of the Complainant, she is directed to send the resolution dated 14.02.2023 to the Authority through email by which they have been authorized to appear in this matter.</p> <p>Respondent is absent despite due service of notice.</p> <p>Heard the Complainant in detail.</p> <p>The Respondent applied for allotment of an apartment in the project 'One 10' of the Complainant by the payment of amount of Rs.10,57,880/- (being the booking amount together with applicable taxes therein). The apartment No.4-8B in Tower 4 along with one covered podium car parking space allotted to the Respondent, in terms of the allotment letter dated 25.07.2019 on the terms of condition stated therein. The Agreement for Sale was also executed between the parties. As per the Complainant, the Respondent failed/neglected to make any further payments in spite of several requests and reminders by the Complainant. The Complainant sent a Termination Notice dated 17.08.2022 thereby terminating the said agreement</p>	

dated 24.07.2019. The Complainant prayed for the relief of necessary order to release the said allotment and permission for fresh sale of the said apartment.

After hearing the Complainant, the Authority is satisfied to admit this matter for further hearing and order.

The Complainant is directed to submit his total submission regarding its Complaint Petition on a Notarized Affidavit annexing therewith notary attested supporting documents, if any, and a signed copy of the Complaint Petition and send the original Affidavit to the Authority serving a copy of the same to the Respondent, both in hard and soft copies, within 15 days from the date of receipt of this order through email.

The Respondent is directed to submit his Written Response regarding the Complaint Petition on a Notarized Affidavit annexing therewith notary attested supporting documents, if any, and send the original to the Authority serving a copy of the same to the Complainant, both in hard and soft copies, within 15 days from the date of receipt of the Affidavit of the Complainant.

Fix **20.04.2023** for further online hearing and order.



(SANDIPAN MUKHERJEE)

Chairperson

West Bengal Real Estate Regulatory Authority



(BHOLANATH DAS)

Member

West Bengal Real Estate regulatory Authority



(TAPAS MUKHOPADHYAY)

Member

West Bengal Real Estate Regulatory Authority